IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 240 OF 2000

Shri Khedar Ravsaheb B. ..Petitioner

Vs.

M/s. Walchandnagar Industries Ltd. and anr. ..Respondents

Mr. S.J. Rairkar for petitioner.
Mr. V.V. Pai for respondent no.2.

CORAM: B.H. MARLAPALLE, J.

Date : July 26, 2006.

P.C.:

1. Heard Mr. Rairkar the learned counsel for the petitioner and Mr. Pai the learned counsel for the respondent no.2. Inspite of service of Rule, none has appeared for the respondent no.1.

2. The impugned order passed by the School Tribunal was stayed while admitting this petition as per the order dated 31/3/2000 and consequently the petitioner continued to occupy the post of Assistant Head Master and subsequently promoted to the post of Head Master. He has retired on attaining the age of

superannuation on 31/5/2006 and undoubtedly he was paid the salary as applicable to the post of Assistant Head Master as well as Head Master. Therefore, nothing further survives in this petition and the same is hereby disposed as infructuous.

3. It is made clear that the petitioner will be entitled to the pensionery benefits as if he retired in normal course from the post of Head Master.

(B.H. Marlapalle,J.)